



# Florida Department of Environmental Protection

Northeast District  
7825 Baymeadows Way, Suite 200B  
Jacksonville, Florida 32256

Rick Scott  
Governor

Jennifer Carroll  
Lt. Governor

Herschel T. Vinyard Jr.  
Secretary

September 28, 2011

R.D. McConnell, Area Vice President  
Trail Ridge Landfill, Inc.  
5110 U.S. Highway 301  
Baldwin, Florida 32234

**Re: Trail Ridge Landfill  
WACS Facility I.D. No. 33628  
Minor Permit Modification: Groundwater Monitoring Parameters  
Modification Number 0013493-019 of Permit Number 0013493-017-SO  
Duval County - Solid Waste Permitting**


Dear Mr. McConnell:

The Florida Department of Environmental Protection (DEP) has been working to reduce the burden on Florida's regulated community. As part of that effort, the Northeast District's Solid Waste Section is proactively reviewing our permits for unnecessary requirements. We have concluded that one of those is the requirement that groundwater samples be analyzed for the parameters listed in 40 Code of Federal Regulations (CFR) Part 258, Appendix II at the time of permit renewal. While such an analysis is required for new groundwater monitoring wells, it has also been included as a permit renewal requirement to provide additional assurance that groundwater had not been impacted. However, we have determined that sampling for all Appendix II parameters at permit renewal is no longer necessary.

Therefore, enclosed is Modification Number 0013493-019 of Permit Number 0013493-017-SO, which removes the requirement to analyze for the parameters listed in Appendix II. This modification, which is issued pursuant to Chapter 403, Florida Statutes (F.S.) and Chapters 62-4 and 62-701, Florida Administrative Code (F.A.C.), does not substitute for other permits that may be required by other local, state or federal agencies, or by other Sections within DEP.

If you have any questions or comments regarding this matter, I can be contacted by mail at the letterhead address, by e-mail at Emerson.Raulerson@DEP.State.FL.US, or by telephone at 904.256.1581.

Sincerely,

  
Emerson C. Raulerson, P.E.  
Solid Waste Section Supervisor

Enclosure



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In the matter of a  
Permit Modification for:

DEP File No. 0013493-019  
Duval County - Solid Waste

Trail Ridge Landfill  
Trail Ridge Landfill, Inc.  
5110 U.S. Highway 301  
Baldwin, Florida 32234

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## NOTICE OF PERMIT MODIFICATION

Enclosed is Florida Department of Environmental Protection (DEP or Department) Permit Modification Number 0013493-019 of Permit Number 0013493-017-SO, issued pursuant to Chapter 403, Florida Statutes (F.S.) and Chapters 62-4 and 62-701, Florida Administrative Code (F.A.C.) to remove the requirement to monitor for the parameters listed in 40 Code of Federal Regulations (CFR) Part 258, Appendix II in support of the permit renewal application. This modification was initiated in-house (i.e., within DEP) and is therefore not associated with a modification application.

This Notice of Modification does not alter the expiration date, the General Conditions, or the Specific Conditions, with the exception of the revision of Specific Condition 45.m of the Permit. Specific Condition 45.m is modified as shown in Exhibit A of this Modification.

**This letter, including Exhibit A must be included as part of the original permit.**

This modification is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the below paragraphs, or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition and conforms to Rule 62-103.070, F.A.C., or unless all parties reach a written agreement as an alternate remedy under Section 120.573, F.S., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by this permit may petition for an administrative proceeding (hearing) in accordance with Section 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399, within 14 days of receipt of this Permit. The Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing.

Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information:

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, DEP Permit File Number(s) and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of DEP's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by DEP's action or proposed action;
- (d) A statement of the material facts disputed by Petitioner, if any;
- (e) A statement of facts which petitioner contends warrants reversal or modification of DEP's action or proposed action;
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of DEP's action or proposed action; and
- (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants DEP to take with respect to DEP's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, DEP's final action may be different from the position taken by it in this permit. Persons whose substantial interests will be affected by any decision of DEP with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of receipt of this notice in the Office of General Counsel at the above address of DEP. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

When the Order (Permit) is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68, F.S., by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date the Final Order is filed with the Clerk of the Department.

Trail Ridge Landfill  
DEP File No. 0013493-019  
September 28, 2011  
Page 3 of 3

Mediation is not available for this permit modification.

Executed in Jacksonville, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION



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Michael J. Fitzsimmons  
Waste Program Administrator  
Northeast District  
7825 Baymeadows Way, Suite B-200  
Jacksonville, Florida 32256-7590

Enclosure

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this PERMIT MODIFICATION was mailed before the close of business on September 28, 2011.

FILED, on this date, pursuant to Section 120.52,  
F.S., with the designated Department Clerk, receipt  
of which is hereby acknowledged.



Date: 9/28/2011

**Specific Condition Number 45.m is modified as follows:**

- 45.m All existing portions of this specific condition shall remain unchanged except, the requirement to sample for the parameters listed in Attachment 7 are reduced. Specifically, unless they are individually referenced in Attachment 7, the Permittee is no longer required to analyze samples for the parameters listed in 40 CFR Part 258, Appendix II as part of the permit renewal submittal. All other monitoring parameter requirements referenced in Attachment 7 shall remain unchanged.